

**BELL, McANDREWS & HILTACHK, LLP**

ATTORNEYS AND COUNSELORS AT LAW

455 CAPITOL MALL, SUITE 801

SACRAMENTO, CALIFORNIA 95814

(916) 442-7757

FAX (916) 442-7759

CHARLES H. BELL, JR.  
COLLEEN C. McANDREWS  
THOMAS W. HILTACHK  
BRIAN T. HILDRETH  
JIMMIE E. JOHNSON  
ASHLEE N. TITUS

PAUL GOUGH  
OF COUNSEL

1321 SEVENTH STREET, SUITE 205  
SANTA MONICA, CA 90401  
(310) 458-1405  
FAX (310) 260-2666  
www.bmhlaw.com

June 12, 2007

VIA HAND DELIVERY

Honorable Ross Johnson, Chairman  
and Commissioners Remy, Huguenin, Leidigh and Hodson  
Fair Political Practices Commission  
428 J Street, Suite 620  
Sacramento, CA 95814

RE: Agenda Items #12 & 13

Dear Chairman Johnson and Commissioners:

On Item #12, the staff draft of a response to my April 2006 request for advice, part 2, is largely irrelevant to the Gov't Code section 85303 issue, and its conclusions shed no light on the larger issue. In view of the fact the staff is answering part 2 of my April 2006 advice letter and the issues in its 2006 *Bell Advice Letters* and 2005 *Wilson Advice Letter* will be subsumed in the regulation to be proposed and considered, I request that if you adopt the draft advice letter (a) you note that the advice letter doesn't address the impact of Gov't Code section 85303, which will be addressed in the regulatory process, and (b) withdraw these three previous advice letters pending the adoption of the regulation.<sup>1</sup>

On Item #13, the staff also responded to the Commissioners' direction to bring back a regulatory schedule, though not a proposed regulation, on the question of the scope and application of Government Code section 85303, subdivisions (a) and (c).

The staff proposes an Interested Persons meeting for June, a pre-notice of a proposed regulation in September and adoption at the November 2007 meeting. In view of the urgency and importance of this issue, I propose to advance the pre-notice discussion to the Commission's August 16, 2007 meeting and adoption at the September 12, 2007 meeting.

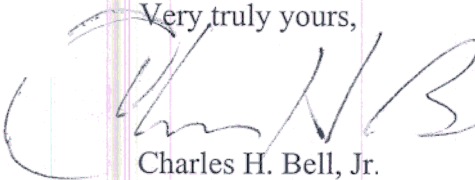
---

<sup>1</sup> This could be accomplished by a one sentence footnote in the draft advice letter set forth in Item #12.

VIA HAND DELIVERY

Letter to Honorable Ross Johnson, Chairman  
and Commissioners Remy, Huguenin, Leidigh and Hodson  
Fair Political Practices Commission  
June 12, 2007  
Page 2

Thank you for your consideration of this letter.

Very truly yours,  
  
Charles H. Bell, Jr.

CHB/jg

cc: Michael B. Salerno, Executive Director  
Scott Hallabrin, General Counsel  
Lawrence T. Woodlock, Senior Commission Counsel